

**MINUTES
FREMONT CITY COUNCIL MEETING
JULY 12, 2011
FREMONT CITY HALL
AND
VIA TELECONFERENCE BY COUNCILMEMBER NATARAJAN FROM
5 SHANGRILA, CARMICHAEL ROAD, MUMBAI INDIA 4000026
7:00 P.M.**

1. PRELIMINARY

1.1 Call to Order: Mayor Wasserman called the meeting to order.

1.2 Flag Salute: Councilmember Harrison led the salute to the flag.

1.3 Roll Call: Present: Mayor Wasserman, Vice Mayor Chan, Councilmembers: Natarajan, Harrison, Dutra.

1.4 Announcements by Mayor/City Manager

2. CONSENT CALENDAR

- * **2.1 Waive Reading of Ordinances:** The City Attorney read the titles of ordinances to be considered.

On a motion by Councilmember Harrison, seconded by Vice Mayor Chan, the City Council waived further readings of proposed ordinances.

Ayes:	Mayor Wasserman, Vice Mayor Chan, Councilmembers: Natarajan, Harrison and Dutra
Noes:	None
Absent:	None
Abstain:	None

- * **2.2 Approval of Minutes**

On a motion by Councilmember Harrison, seconded by Vice Mayor Chan, the City Council approved the minutes for the Regular Meeting and Work Session of February 16, 2010, the Regular Meeting of February 16, 2010, the Joint Council/Redevelopment Agency Special Meeting of February 23, 2010, the Regular Meeting of February 23, 2010, the Regular Meeting of March 9, 2010, the Special and Regular Meetings of April 6, 2010, the Special Meeting of April 20, 2010, the Special and Regular Meetings of April 27, 2010, the Regular Meeting of May 4, 2010, the Regular Meeting May 11, 2010, the Joint Council/Redevelopment Agency Work Session of May 18, 2010, the Regular Meeting of May 25, 2010, the Regular Meeting of

June 1, 2010, the Special Meeting of June 23, 2011, the Special and Regular Meetings of June 28, 2011, the Special Meeting of June 30, 2011, and the Special Meeting of July 5, 2011

Ayes: Mayor Wasserman, Vice Mayor Chan,
Councilmembers: Natarajan, Harrison and Dutra
Noes: None
Absent: None
Abstain: None

*** 2.3 Mayor Wasserman opened consideration of Second Reading and Adoption of an Ordinance of the City of Fremont Amending Various Provisions of the Purchasing Code as Set Forth in Title II, Chapter 9, Sections 2-9100 through 2-9800 of the Fremont Municipal Code**

On a motion by Councilmember Harrison, seconded by Vice Mayor Chan, the City Council adopted Ordinance No. 08-2011.

Ayes: Mayor Wasserman, Vice Mayor Chan,
Councilmembers: Natarajan, Harrison and Dutra
Noes: None
Absent: None
Abstain: None

*** 2.4 Mayor Wasserman opened consideration of Second Reading and Adoption of an Ordinance of the City of Fremont, Amending Fremont Municipal Code Sections 2-1100 and 2-1101.1 Relating to City Council Regular Meetings Schedules**

On a motion by Councilmember Harrison, seconded by Vice Mayor Chan, the City Council adopted Ordinance No. 09-2011.

Ayes: Mayor Wasserman, Vice Mayor Chan,
Councilmembers: Natarajan, Harrison and Dutra
Noes: None
Absent: None
Abstain: None

*** 2.5 Mayor Wasserman opened consideration of Authorization for City Manager to Execute a Two-Year Contract for Services Funded through “First 5 Alameda County”**

On a motion by Councilmember Harrison, seconded by Vice Mayor Chan, the City Council Authorized the City Manager or designee to execute a two-year contract with First Five Alameda County for \$120,000.

Ayes: Mayor Wasserman, Vice Mayor Chan,
Councilmembers: Natarajan, Harrison and Dutra
Noes: None

Absent: None
Abstain: None

*** 2.6 Mayor Wasserman opened consideration of Approval of Certification and Mutual Indemnification Agreement with the County of Alameda Regarding Collection of Taxes and Assessments on the Fiscal Year 2011/12 Secured Property Tax Bill**

On a motion by Councilmember Harrison, seconded by Vice Mayor Chan, the City Council adopted Resolution No. 2011-41 approving the certification and mutual indemnification agreement with the County of Alameda, and authorized the City Attorney to sign the agreement on behalf of the City.

Ayes: Mayor Wasserman, Vice Mayor Chan,
Councilmembers: Natarajan, Harrison and Dutra
Noes: None
Absent: None
Abstain: None

*** 2.7 Mayor Wasserman opened consideration of Approval of Performance Specifications, and Award of Contract for Design and Construction of Fire Alarm Upgrades at Five Public Buildings (City Project No. PWC 8651)**

On a motion by Councilmember Harrison, seconded by Vice Mayor Chan, the City Council:

1. Approved the performance specifications for the Fire Alarm Upgrades at Five Public Buildings, City Project No. 8651 (PWC).
2. Awarded a contract for the Fire Alarm Upgrades at Five Public Buildings, City Projects No. 8651 (PWC), to Tri-Signal Integration, Inc., in the amount of \$158,448; and authorized the City Manager, or designee, to execute the contract.

Ayes: Mayor Wasserman, Vice Mayor Chan,
Councilmembers: Natarajan, Harrison and Dutra
Noes: None
Absent: None
Abstain: None

*** 2.8 Mayor Wasserman opened consideration of Approval of Plans and Specifications, and Award of Contract for Storage Building at Fire Stations # 6 (City Project No. PWC 8741), APN # 501-521-019**

On a motion by Councilmember Harrison, seconded by Vice Mayor Chan, the City Council:

1. Approved the plans and specifications for the Storage Building at Fire Station #6, City Project No. 8741 (PWC).
2. Waived the minor irregularity in the bid and awarded a contract for the construction for the Storage Building at Fire Station #6, City Project No. 8741 (PWC), to Calstate Construction, in the amount of \$477,000; and authorized the City Manager, or designee, to execute the contract.

Ayes: Mayor Wasserman, Vice Mayor Chan,
Councilmembers: Natarajan, Harrison and Dutra
Noes: None
Absent: None
Abstain: None

*** 2.9 Mayor Wasserman opened consideration of Amendment to the City of Fremont Lease with VB Golf IV, LLC for the Operation of the Fremont Park Golf Center**

On a motion by Councilmember Harrison, seconded by Vice Mayor Chan, the City Council amended the VB Golf IV, LLC lease to revise the current rental fee structure for the Fremont Park Golf Center, effective July 15, 2011, and approved the option for an annual closure of the golf course only, for the months of December through February.

Ayes: Mayor Wasserman, Vice Mayor Chan,
Councilmembers: Natarajan, Harrison and Dutra
Noes: None
Absent: None
Abstain: None

*** 2.10 Mayor Wasserman opened consideration of Appeal of an Animal Fancier's Permit (Bees-Chickens) Denial in Accordance with Fremont Municipal Code Title 1, Chapter 5**

On a motion by Councilmember Harrison, seconded by Vice Mayor Chan, the City Council postponed this item to September 20, 2011, at the request of the appellant.

Ayes: Mayor Wasserman, Vice Mayor Chan,
Councilmembers: Natarajan, Harrison and Dutra
Noes: None
Absent: None
Abstain: None

3. CEREMONIAL ITEMS

3.1 Resolution: Honoring Citizen Barbara Lee Upon Her Heroic Actions in Saving the Life of a Fremont Resident

4. PUBLIC COMMUNICATIONS

4.1 Oral and Written Communications

Gail Blalock (Olive Hyde Art Guild) invited Council to two of the Guild's upcoming events at the Olive Hyde Art Gallery and provided postcards advertising both events. She also expressed the Guild's appreciation of staff member Irene Jordahl. Margaret Thornberry (Fremont Cultural Arts Council) encouraged Council to take advantage of two exhibits, sponsored by the Islamic Art Exhibit Committee, at the Fremont Main Library. Shannan Young, Nancy

Tacchella, and Leesa Wiseman (Fremont Association of City Employees (FACE), SEIU Local 1021) expressed concern regarding current employee labor negotiations.

5. SCHEDULED ITEMS – None.

6. REPORT FROM CITY ATTORNEY

6.1 Mayor Wasserman opened consideration of a Report Out from Closed Session of Any Final Action – None.

7. OTHER BUSINESS

7.1 Mayor Wasserman opened consideration of Ordinance to “Opt in” to an Alternative Voluntary Redevelopment Program under ABx1 27, the Voluntary Program Act

Finance Director Harriett Commons provided an oral presentation of the staff report. Mayor Wasserman opened the item for public comment. Sam Neeman (League of Women Voters of Fremont, Newark, and Union City) and Doug Ford (Member of the Advocates for Affordable Homes in Fremont) spoke in favor of the ordinance. There were no other speakers. Mayor Wasserman closed public comment. Staff and Agency Special Counsel responded to questions from Councilmembers.

On a motion by Councilmember Harrison, seconded by Councilmember Chan, the City Council introduced an ordinance to elect and implement participation by the City of Fremont and the Redevelopment Agency of the City of Fremont in the Alternative Voluntary Redevelopment Program pursuant to Part 1.9 of the California Community Redevelopment Law.

Ayes:	Mayor Wasserman, Vice Mayor Chan, Councilmembers: Natarajan, Harrison and Dutra
Noes:	None
Absent:	None
Abstain:	None

8. COUNCIL COMMUNICATIONS

8.1 Council Referrals – None.

8.2 Oral Reports on Meetings and Events – None.

- 9. ADJOURNMENT:** There being no further business, Mayor Wasserman adjourned the meeting at 8:10 p.m.

Attest:

Approved:

Robin Sprague, Acting Deputy City Clerk

ANU NATARAJAN, Vice Mayor